

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS –LA–SRSP– Karimnagar District – O.P.No.180/87 – Velgatur (Mandal) – Maredupalli (V) - Sanction of full decretal amount of Rs.4,75,098/- Orders-Issued.

IRRIGATION & CAD (PW.LA.III.A1) DEPARTMENT

G.O.RT.NO. 23

DATE:06.01.2009

Read:-

From the Secy.to Spl.CS to Govt & CCLA, AP, Hyd Lr.No.SRP2/750/07
dated 13.7.2007 alongwith the letter of Spl.Collector, Hyderabad.

O R D E R:

The Special Chief Secretary & Chief Commissioner of Land Administration Andhra Pradesh, Hyderabad has informed that the Special Collector, SRSP, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.No.180/87. The then LAO, LA-cum-LOC Unit-I, LMD Colony has acquired an area of Ac.19.14 Gts dry land for excavation of canal from Mile No.3/0 to 5/0 in Kakatiya Canal in the limits of Maredupalli (V) of Velgatur (M), Karimnagar District by paying the land value @ Rs.2,100-00 per acre for dry land with all the statutory benefits through an Award No.51/80-81 dt:3.3.1981. The Sub-ordinate Judge, Peddapally has enhanced the land value of Dry land fixed by LAO @ Rs.2100/- to Rs.6000/- per acre including 30% solatium and interest 9% for one year from the date of taking over possession and there after 15% till the amount is deposited. The LAO has filed an appeal before Hon'ble High Court of A.P, Hyderabad. The Hon'ble H.C, however, by its order dt:22.12.95 in CMP No.3719/04 has dismissed the appeal preferred by the State by confirming the enhancement orders of Civil Court and held that "Heard the learned counsel on either side.

2. After careful examination of the matter, Government hereby accord administrative sanction for an amount of **Rs.4,75,098/- (Rupees Four lakhs, Seventy five thousand and ninety eight only)** towards decretal charges in O.P.No.180/87 of Maredupalli (V) Velgatur (M) Karimnagar District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The Special Collector, LA, SRSP, Hyderabad may be directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.180/87 for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) above shall be debitable to the following Head of Account under "2701-Capital Out Lay -M&MI – 01. Major Irrigation – 116. SRSP Stage-I, Scheme included in Plan, G.H(11) Normal State Plan – S.H(27) Canals and Distributaries – 530 – Major works – 532 – Lands (Charged)." In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.5219/F4(2)/2008-1, dated 20.12.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To
The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.
The Special Collector, LA, SRSP, SSP & JCRGLIP, Tarnaka, Hyderabad.
The Spl.Deputy Collector , LA Unit, LMD Colony, Karimnagar District.
The Administrative-cum-Chief Engineer, SRSP, M.J.Road, Hyderabad.
The Director of Works Accounts, Hyderabad.
Copy to: P.S. to Minister (M& MI).
Finance (W&P) Department/File C.No.21662/LA-III(A1)/2007.
SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER